

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NORTHEASTERN DIVISION

PHILLIP ALLEN LARUE,

Plaintiff,

v.

CAROLYN W. COLVIN,  
Commissioner of Social Security,

Defendant.

No. 2:11-cv-0029

Judge Nixon  
Magistrate Judge Griffin

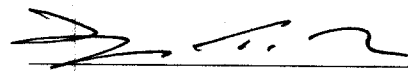
ORDER

Pending before the Court is Plaintiff Phillip Allen LaRue's Motion for Judgment on the Administrative Record ("Motion for Judgment") (Doc. No. 13), filed with a Brief in Support (Doc. No. 14). Defendant Commissioner of Social Security filed a Response opposing the Motion for Judgment. (Doc. No. 19.) Subsequently, Magistrate Judge Griffin issued a Report and Recommendation ("Report") recommending that the Motion for Judgment be denied. (Doc. No. 21 at 42.) The Report was filed on September 9, 2013, and provided a period of fourteen days in which either party could file an objection. (*Id.*) Neither party has filed an objection to date.

Upon review of this matter, the Court finds the Report to be well-founded and **ADOPTS** it in its entirety. Accordingly, the Court hereby **DENIES** Plaintiff's Motion for Judgment and **AFFIRMS** the decision of the Commissioner. Also pending before the Court is the Commissioner's Motion for a Stay Because of Lapse of Appropriations ("Motion to Stay"). (Doc. No. 23.) The Motion to Stay is hereby **TERMINATED AS MOOT**. The Clerk of the Court is **DIRECTED** to close the case.

It is so ORDERED.

Entered this the 31<sup>st</sup> day of October, 2013.

  
JOHN T. NIXON, SENIOR JUDGE  
UNITED STATES DISTRICT COURT